

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

**THE HON'BLE THE ACTING CHIEF JUSTICE MR.K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN**

THURSDAY, THE 8TH MARCH 2007 / 17TH PHALGUNA 1928

WA.No. 537 of 2007(D)

AGAINST THE JUDGEMENT IN W.P.(C).NO.3318/2006 DATED 18/01/2007.

APPELLANT/PETITIONER:

**K. RAJANI,
ARJUN AYUVEDA KENDRAM, SULTHAN BATHERY, WAYANAD.**

BY ADV. SRI.AUGUSTINE JOSEPH.

RESPONDENTS/RESPONDENTS:

- 1. THE KERALA FINANCIAL CORPORATION,
VELLAYAMBALAM, THIRUVANANTHAPURAM, REPRESENTED BY
ITS MANAGING DIRECTOR.**
- 2. THE MANAGER,
KERALA FINANCIAL CORPORATION, DISTRICT OFFICE,
KALPETTA, WAYANAD.**
- 3. THE DEPUTY TAHSILDAR,
REVENUE RECOVERY, KERALA FINANCIAL CORPORATION,
KOZHIKODE.**

BY ADV. SRI. V.B. UNNIRAJ, S.C, KFC.

**THIS WRIT APPEAL HAVING COME UP FOR ADMISSION
ON 08/03/2007,THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

K.S. RADHAKRISHNAN(AG.C.J.) & M.N. KRISHNAN,J.

= = = = =

W.A. NO. 537 OF 2007

= = = = =

Dated this the 8th day of March, 2007.

J U D G M E N T

Radhakrishnan,(Ag.C.J.)

We find no reason to take a different view from that of the learned Single Judge. The learned Single Judge has directed the appellant/petitioner to deposit an amount of Rs.3,00,000/- within one month from 18-1-2007, but that amount has not been paid. All the same, we direct the writ petitioner to pay an amount of Rs.1.5 lakhs within one month from today. The revenue recovery proceedings initiated against the petitioner pursuant to Ext.P7 would stand stayed for a period of two months, enabling the K.F.C. to consider the request of the petitioner for waiving of the rate of interest. It is made clear that on failure to deposit the amount as directed the appellant/petitioner would lose the benefit of this order and the K.F.C. can initiate revenue recovery proceedings in accordance with law.

**K.S. RADHAKRISHNAN,
ACTING CHIEF JUSTICE.**

M.N. KRISHNAN, JUDGE.

ul/-